

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

DH CAPITAL, LLC,

Plaintiff,

v.

XANADOO, LLC,

Defendant.

NO. 07 CV 5579 (RMB)

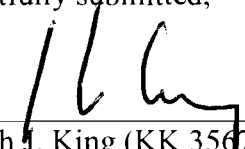
**NOTICE OF MOTION FOR
ADMISSION OF CHRISTOPHER
J. HUBER *PRO HAC VICE***

PLEASE TAKE NOTICE that upon the accompanying Affidavit of Thomas E.

Zemaitis, Esquire, executed on August 28, 2007, and the exhibits annexed thereto, Xanadoo, LLC ("Xanadoo") will move this Court, before the Honorable Richard M. Berman, United States District Judge, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York, on such date and at such time to be set by the Court, for an Order granting Christopher J. Huber admission to this Court to argue and try the above-captioned action, in whole or in part, on behalf of Defendant Xanadoo, LLC, pursuant to Local Civil Rule 1.3(c) of the United States District Court for the Southern District of New York.

Dated: August 29, 2007

Respectfully submitted,


Kenneth J. King (KK 3567)
PEPPER HAMILTON LLP
420 Lexington Avenue
New York, NY 10170-2399
(212) 808-2700

Attorneys for Defendant

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

DH CAPITAL, LLC,

Plaintiff,

V.

XANADOO, LLC,

Defendant.

NO. 07 CV 5579 (RMB)

**MOTION FOR ADMISSION
OF CHRISTOPHER J. HUBER
*PRO HAC VICE***

MOTION FOR ADMISSION *PRO HAC VICE*

PURSUANT TO LOCAL RULE 1.3(c) of the Local Rules of the United States

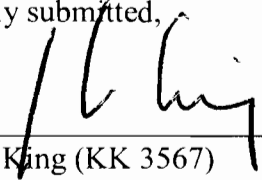
District Courts for the Southern and Eastern Districts of New York, I, Kenneth J. King, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission *pro hac vice* of:

Christopher J. Huber
Pepper Hamilton LLP
3000 Two Logan Square, 18th & Arch Streets
Philadelphia, PA 19103
215-981-4000
huberc@pepperlaw.com

Christopher J. Huber is a member in good standing of the Bar of the States of Maryland and Pennsylvania, and the District of Columbia. There are no pending disciplinary proceedings against Christopher J. Huber in any State or Federal Court.

Dated: August 29, 2007

Respectfully submitted,



Kenneth J. King (KK 3567)
PEPPER HAMILTON LLP
420 Lexington Avenue
New York, NY 10170-2399
(212) 808-2700

Attorneys for Defendant

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

DH CAPITAL, LLC,

Plaintiff,

V.

XANADOO, LLC,

Defendant.

NO. 07 CV 5579 (RMB)

**AFFIDAVIT IN SUPPORT OF
MOTION FOR ADMISSION
OF CHRISTOPHER J. HUBER
*PRO HAC VICE***

Thomas E. Zemaitis, Esquire, being duly sworn, deposes and says:

1. I am a member of the bar of this Court and a partner at Pepper Hamilton LLP, counsel for Xanadoo, LLC (“Xanadoo”) in this action. I submit this affidavit in support of Xanadoo’s application for an order granting Christopher J. Huber *pro hac vice* admission to this Court to argue and try the above-captioned action, in whole or in part, on behalf of Xanadoo, pursuant to Local Civil Rule 1.3(c) of the United States District Court for the Southern District of New York.

2. Christopher J. Huber is a partner at Pepper Hamilton, LLP. He is admitted to practice before the courts of Pennsylvania, the District of Columbia, and Maryland. He has been and is a member in good standing of the bars of the State of Pennsylvania, the District of Columbia, and the State of Maryland. His Certificate of Good Standing in the bar of the State of Pennsylvania is annexed hereto as Exhibit A. His Certificate of Good Standing in the bar of the


District of Columbia is annexed hereto as Exhibit B. His Certificate of Good Standing in the bar of the State of Maryland is annexed hereto as Exhibit C.

3. Pursuant to Local Civil Rule 1.3(c) of the United States District Court for the Southern District of New York, I request that Christopher J. Huber be permitted to argue or try the above-captioned case.

4. Attached as Exhibit D is a proposed Order granting this motion.

5. There has been no prior application in this case for the *pro hac vice* admission of Christopher J. Huber.

WHEREFORE, it is respectfully requested that this Court grant Christopher J. Huber *pro hac vice* admission to the bar of this Court for the purpose of arguing and trying this case.

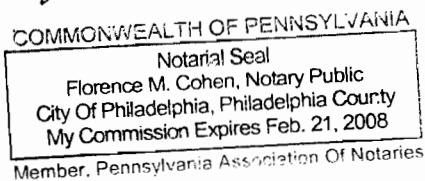


Thomas E. Zemaitis (TZ 7168)
PEPPER HAMILTON LLP
3000 Two Logan Square
Eighteenth & Arch Streets
Philadelphia, PA 19103-2799
(215) 981-4000

Sworn to before me this
28th day of August, 2007.



Notary Public



IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

DH CAPITAL, LLC,

Plaintiff,

v.

XANADOO, LLC,

Defendant.

NO. 07 CV 5579 (RMB)

AFFIDAVIT OF SERVICE

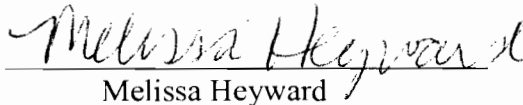
STATE OF NEW YORK)
)ss.:
COUNTY OF NEW YORK)

The undersigned, being duly sworn, deposes and says that she is over the age of 18 years, and is not a party to this action.

That, on the 29th of August, 2007, she caused to be served the within motion papers for the admission of Christopher J. Huber Pro Hac Vice by first class mail upon:

Lance J. Gotko, Esquire
Friedman Kaplan Seiler & Adelman LLP
1633 Broadway
New York, New York 10019-6708

the address having been designated by said attorneys for that purpose, by depositing a true copy of same, securely enclosed in a postpaid properly addressed wrapper, in an official depository under the exclusive care and custody of the United States Postal Service.


Melissa Heyward

Sworn to before me this
29th day of August, 2007


Notary Public

KENNETH J. KING
NOTARY PUBLIC, State of New York
No. 02 KI 4813774
Qualified in New York County
Commission Expires May 31, 2011



Supreme Court of Pennsylvania

CERTIFICATE OF GOOD STANDING

Christopher Joseph Huber, Esq.

DATE OF ADMISSION

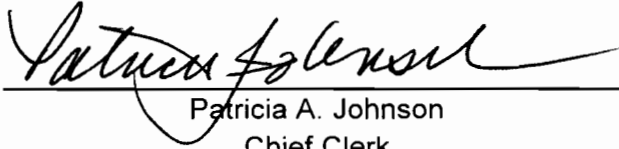
April 17, 2003

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



Witness my hand and official seal

Dated: August 8, 2007


Patricia A. Johnson
Chief Clerk

**United States District Court
for the District of Columbia
CLERK'S OFFICE
333 Constitution Avenue, NW
Washington, DC 20001**

I, **NANCY M. MAYER-WHITTINGTON**, Clerk of the United States

District Court for the District of Columbia, do hereby certify that:

CHRISTOPHER J. HUBER

was, on the 6th day of November A.D. 1995 admitted to practice as an Attorney
at Law at the Bar of this Court, and is, according to the records of this Court, a
member of said Bar in good standing.

In Testimony Whereof, I hereunto subscribe my name and affix the seal of said Court
in the City of Washington this 20th day of August A.D. 2007.

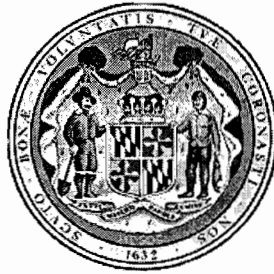
NANCY M. MAYER-WHITTINGTON, CLERK

By: _____

Sherry A. Hoken
Deputy Clerk



**Court of Appeals
of Maryland
Annapolis, MD**



CERTIFICATE OF GOOD STANDING

STATE OF MARYLAND, ss:

*I, Alexander L. Cummings, Clerk of the Court of Appeals of Maryland,
do hereby certify that on the seventeenth day of December, 1997,*

Christopher Joseph Huber

*having first taken and subscribed the oath prescribed by the Constitution and
Laws of this State, was admitted as an attorney of said Court, is now in good
standing, and as such is entitled to practice law in any of the Courts of said
State, subject to the Rules of Court.*

In Testimony Whereof, *I have hereunto
set my hand as Clerk, and affixed the Seal
of the Court of Appeals of Maryland, this
seventh day of August, 2007.*


Clerk of the Court of Appeals of Maryland

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

DH CAPITAL, LLC,

Plaintiff,

v.

XANADOO, LLC,

Defendant.

NO. 07 CV 5579 (RMB)

**ORDER GRANTING
ADMISSION OF CHRISTOPHER
J. HUBER *PRO HAC VICE***

ORDER

On this ____ day of _____, 2007, upon the motion of Xanadoo, LLC for an Order pursuant to Local Civil Rule 1.3(c) of the United States District Court for the Southern District of New York granting *pro hac vice* admission to Christopher J. Huber in connection with the above-captioned case, and upon consideration of the motion and the affidavit in support thereof, it is ORDERED that

Christopher J. Huber
Pepper Hamilton LLP
3000 Two Logan Square, 18th & Arch Streets
Philadelphia, PA 19103
215-981-4000
huberc@pepperlaw.com

is GRANTED *pro hac vice* admission to the bar of this Court for the purpose of participating in, arguing and trying this action. Counsel shall immediately apply for any ECF password at nysd.uscourts.gov.

Dated: _____

Richard M. Berman
United States District Judge